

JUNE 2004 SETTLEMENT CONFERENCE LIST
UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

<u>Abbreviated Case Name</u>	<u>Civil No.</u>	<u>Complaint Filed</u>	<u>Conference Hour</u>
Doe v. Ensey, et al	02cv444	3/20/02	1:30
Sherwood v. Williamsport	02cv736	5/1/02	2:00
Browne v. PSU	03cv451	3/13/03	2:30
Warner v. Agrotors	03cv615	4/14/03	3:00
Boyd v. Travel	03cv874	5/23/03	3:30
Ames v. Connecticut	03cv1320	8/7/03	4:00
Masker v. NY, et al	03cv1812	10/10/03	4:30

DATE HAS BEEN CHANGED FROM 6/29/04 TO 6/21/04

ORDER

May 3, 2004

1. Presettlement and Settlement Conferences. Settlement conferences in the above cases will be held on **June 21, 2004** at the times set forth above. Counsel who are expected to try the cases shall participate in the settlement conferences. **Counsel are directed to confer with each other, although not necessarily face to face, prior to the settlement conference and shall attempt in good faith to settle the case. Counsel for Plaintiff shall have the duty of scheduling the presettlement conference between counsel.**

2. Telephonic Conference. **The new chamber number for settlement conferences is (717)221-3986.** Counsel are encouraged to hold the conference by telephone. If all counsel agree that the settlement conference with the court may be had by telephone, the Court will hold the conference by telephone. Counsel for Plaintiff or Plaintiffs, as the case may be, shall initiate the telephone conference. Counsel for the Plaintiff or Plaintiffs shall notify the Clerk of

Court in Williamsport at least one working day in advance of the scheduled settlement conference if the conference is to be had in person and not by telephone.

3. Election for Extended Settlement Conference. If all counsel in a case agree that a full morning or a full afternoon meeting with the Court in an attempt to settle the case is advisable, counsel may cancel the above scheduled conference in that case and request the Court to set aside time on another day for an extended settlement conference. At that conference, the Court will meet separately with counsel for each party and jointly with all counsel and will, if requested by all counsel, express an opinion as to whether a particular tendered settlement offer is reasonable. Normally extended settlement conferences will be held either on a Monday morning or Friday afternoon so as not to inconvenience out of the area counsel who may be engaged in an ongoing trial here.

4. Cancellation of Conference in Nonjury and Pro Se Cases. If a case is non-jury, counsel for Plaintiff or Plaintiffs, as the case may be, shall within 10 days file a motion to transfer the case for settlement conference purposes to another judge or to a magistrate judge and shall specify any preference with respect to the assignment which is acceptable to all counsel in the case. If a case involves a pro se party, counsel for the other party or parties may elect to cancel the settlement conference.

5. Cancellation of Conference by Agreement. In all other cases counsel for all, but not less than all, parties may elect to cancel the scheduled settlement conference in that case if they all are of the view that such a conference would be fruitless and a waste of time of counsel.

6. Cancellation of Conference with Certain Pending Motions. If in a case there is a pending case-dispositive motion which has not been decided by the 5th working day before the scheduled conference, any counsel in that case may elect to cancel the settlement conference

scheduled in that case.

7. Filing of Elections to Cancel Settlement Conference. Any election to cancel a settlement conference pursuant to the above shall specify the basis for such election and shall be effected by electronically filing with the Court the election at least 48 hours before the scheduled conference so as to permit the Court to rearrange its schedule and add other matters. Such election shall not render ineffective the above direction that counsel confer and attempt in good faith to settle the case. An election executed by one counsel setting forth that it is executed on behalf of all counsel will suffice. An election to cancel shall be effective upon its filing and no order with respect to the same is necessary or advisable.

8. Continuance of Settlement Conference. Any motion to continue a settlement conference shall be filed electronically with the Court within 5 days before the scheduled conference, unless the reason therefor arises on or after the cut-off date.

9. Fax Copies of Documents. If counsel is waived from the electronic filing requirement documents shall be filed with the Clerk's Office. It is only necessary to fax documents to chambers if the filing is time sensitive. Chamber's fax number is (570)601-1150.

s/ John E. Jones III
John E. Jones III
United States District Judge